

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

This Certificate Supersedes That Certificate Recorded in Vol. 4, of Water Right Certificates at Page 23, dated March 26, 1929

**CERTIFICATE OF WATER RIGHT**



Surface Water

(Issued in accordance with the provisions of Chapter 117, Laws of Washington for 1917, and amendments thereto, and the rules and regulations of the Department of Ecology.)



Ground Water

(Issued in accordance with the provisions of Chapter 283, Laws of Washington for 1945, and amendments thereto, and the rules and regulations of the Department of Ecology.)

PRIORITY DATE  
1864 (Class 5)

APPLICATION NUMBER

PERMIT NUMBER

CERTIFICATE NUMBER  
VOL. 4, PAGE 23

NAME  
BILL GREINER

ADDRESS (STREET)  
2050 Delmont Place

(CITY)  
Walla Walla

(STATE)  
Washington

(ZIP CODE)  
99362

*This is to certify that the herein named applicant has made proof to the satisfaction of the Department of Ecology of a right to the use of the public waters of the State of Washington as herein defined, and that said right to the use of said waters has been perfected in accordance with the laws of the State of Washington, and is hereby confirmed by the Department of Ecology and entered of record as shown, but is limited to an amount actually beneficially used.*

**PUBLIC WATERS TO BE APPROPRIATED**

SOURCE  
Yellowhawk Creek

TRIBUTARY OF (IF SURFACE WATERS)  
Walla Walla River

MAXIMUM CUBIC FEET PER SECOND  
0.340

MAXIMUM GALLONS PER MINUTE

MAXIMUM ACRE-FEET PER YEAR  
85

QUANTITY, TYPE OF USE, PERIOD OF USE  
0.227 cubic feet per second from April 1 to July 1; 0.170 cubic feet per second from July 1 to October 1; and 0.340 cubic feet per second from October 1 to April 1, when allowed, for the irrigation of 17 acres.

**LOCATION OF DIVERSION/WITHDRAWAL**

APPROXIMATE LOCATION OF DIVERSION-WITHDRAWAL

- (1). 50 feet North and 750 feet East from the S $\frac{1}{4}$  corner of Sec. 22
- (2). 500 feet North and 1000 feet East from the S $\frac{1}{4}$  corner of Sec. 22
- (3). 800 feet North and 1250 feet East from the S $\frac{1}{4}$  corner of Sec. 22
- (4). 600 feet North and 1100 feet East from the S $\frac{1}{4}$  corner of Sec. 22

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION)  
ALL WITHIN SW $\frac{1}{4}$ SE $\frac{1}{4}$

SECTION  
22

TOWNSHIP N.  
7

RANGE, (E. OR W.) W.M.  
36 E.

W.R.I.A.  
32

COUNTY  
Walla Walla

**RECORDED PLATTED PROPERTY**

LOT BLOCK OF (GIVE NAME OF PLAT OR ADDITION)

**LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED**

Lots 8 and 11 of the Replat of Block 2 of Island Park Addition as recorded in Volume 2 of Plats at Page 145, records of Walla Walla County, Washington. (Greiner - 1.40 and 0.78 acres, respectively)

Lot 7 of the Replat of Block 2 of Island Park Addition as recorded in Volume 2 of Plats at Page 145, records of Walla Walla County, Washington. (Caton - 1.40 acres)

Lot 10 of the Replat of Block 2 of Island Park Addition as recorded in Volume 2 of Plats at Page 145, records of Walla Walla County, Washington. (Lehan - 1.21 acres)

Beginning at the NE corner the NW $\frac{1}{4}$ NE $\frac{1}{4}$  of Sec. 27, T. 7 N., R. 36 E.W.M., and running thence N 00°10' W, along the East line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 22 in said Township and Range, a distance of 25.55 feet; thence S 48°15' W 186.43 feet to the point of intersection with a line drawn parallel to and 260.40 feet Northeasterly, measured at right angles, from the Easterly right of way line of Permanent Highway No. 15-A, and said point being the true point of beginning for this description. From said true point of beginning run thence S 48°15' W 290.40 feet, more or less, to a point in the center line of the right of way of said Permanent Highway No. 15-A; thence N 41°45' W, along the center line of said Highway, a distance of 150 feet; thence N 48°15' E 290.40 feet, more or less, to a point which is N 41°45' W 150.00 feet from the true point of beginning; thence S 41°45' E 150.00 feet to the true point of beginning. Subject to existing public road. (McClure - 0.90 acres)

Lots 1,2,3,4,5,6,7, and 8 in Block 3 of Island Park Addition according to the official plat thereof of record in the office of the Auditor of Walla Walla County, Washington. (Hammon - 2.84 acres)



PROVISIONS

This superseding certificate changes the point of diversion, adds three points of diversion, and changes the place of use as provided by 90.03.380 RCW and supersedes Certificate of Water Right recorded in Volume 4 of Water Right Certificates at Page 23, and dated March 26, 1929.

When the supply of water for irrigation purposes from April 1 to October 1 is insufficient to fill this right, the owner is entitled to divert water during the period of October 1 to April 1, if available. When this water is used in addition to either or both of the first named periods, the combined supply shall not exceed 5 acre feet per acre for each year beginning October 1.

When the supply of water for irrigation purposes from April 1 to October 1 is sufficient to fill this right, no diversion from the main channel of Yellowhawk Creek will be allowed from the period of October 1 to April 1.

This change does not affect any element of this water right except those changes specifically authorized and set forth in this superseding certificate.

Use of water under this authorization shall be contingent upon the water right holder's utilization of up to date water conservation practices and maintenance of efficient water delivery systems consistent with established regulation requirements and facility capabilities.

At such time that the Department of Ecology determines that management of the subject waters is necessary and in the public interest, an approved measuring device shall be installed and maintained in accordance with RCW 90.03.360 or WAC 508-64-020 through WAC 508-64-040.

The amount of water granted is a maximum limit that shall not be exceeded and the water user shall be entitled only to that amount of water within the specified limit that is beneficially used and required, for the actual crop grown on the number of acres and the place of use specified.

This authorization to make use of public waters of the state is subject to existing rights, including any existing rights held by the United States for the benefit of Indians under treaty or otherwise.

This certificate shall be issued subject to Washington Departments of Fisheries and screening criteria as outlined in a Hydraulic Project Approval. Please contact the Department of Fisheries, 115 General Administration Building, AX-11, Olympia, Washington 98504, Attention: Habitat Management Division, Phone (206) 753-6600; or the Department of Wildlife, 600 Capitol Way North, GJ-11, Olympia, Washington 98501-1091, Attention: Habitat Management Division, Phone (206) 753-3318, To obtain specific requirements for your project.

No dam shall be constructed in connection with this diversion.

*The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, except as provided in RCW 90.03.380, 90.03.390, and 90.44.020.*

**This certificate of water right is specifically subject to relinquishment for nonuse of water as provided in RCW 90.14.180.**

*Given under my hand and the seal of this office at Spokane, Washington,*

*this 20th day of October, 1994.*

Department of Ecology

ENGINEERING DATA  
OK CAC

by Bruce F. Howard

BRUCE F. HOWARD, Section Manager

FOR COUNTY USE ONLY



Legal Description Continued

Beginning at the NE corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 22, T. 7 N., R. 36 E.W.M., and running thence South 70 rods; thence West 23 rods; thence North 70 rods; thence East, 23 rods to the place of beginning.

ALSO, Beginning at a point in the North line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 22, T. 7 N., R. 36 E.W.M., which point is 379.50 feet West, measured along said North line, from the NE corner of said SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 22 and running thence West, along said North line, a distance of 379.50 feet; thence South, parallel to the West line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ , a distance of 577.50 feet; thence East, parallel to the North line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ , a distance of 379.50 feet, more or less, to a point in a line drawn parallel to and 379.50 feet West of the East line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; thence North, along said parallel line, a distance of 577.50 feet to the point of beginning. Excepting therefrom that portion of said described tract lying in the county road running along the North side of said premises.

EXCEPTING THEREFROM, however, the following described tract, to-wit: Beginning at a point in the East line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 22, T. 7 N., R. 36 E.W.M., which point is 577.50 feet South, measured along said East line, from the NE corner of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ , and running thence West, parallel to the North line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ , a distance of 379.50 feet; thence South, parallel to the East line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ , a distance of 577.50 feet, more or less, to a point in a line drawn parallel to and 182.22 feet North of the South line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; thence East, along said parallel line, a distance of 379.50 feet to a point in the East line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; thence North, along said East line, a distance of 577.50 feet, more or less, to the point of beginning. (Assumption Church/School - 10.06 acres)